

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

**IN THE MATTER OF THE
SEARCH OF THE CELLULAR
TELEPHONE ASSIGNED CALL
NUMBER: (406) 403-1642,**

**SUBSCRIBER IDENTITY: BOB
SMITH OF 1500 6th AVENUE NW,
GREAT FALLS, MONTANA**

MJ 16-38-GF-JTJ

**SECOND ORDER TO EXTEND
THE NOTIFICATION OF
EXECUTION OF A SEARCH
WARRANT AUTHORIZED BY
THE COURT ON AUGUST 9, 2016,
AND REMAIN UNDER SEAL**

FILED UNDER SEAL

WHEREAS a motion to extend the notification period for the execution of a search warrant for the historical text message content for cellular telephone number (406) 403-1642, by the Court on August 9, 2016, has been made by the government;

WHEREAS the government has demonstrated that reasonable cause exists to

delay notification to the owner and user of cellular telephone by the order authorized by the Court on August 9, 2016;

THEREFORE, IT IS HEREBY ORDERED that pursuant to Rule 41(f) of the Federal Rules of Criminal Procedure and 18 U.S.C. § 3103a(b) and (c), agents of Homeland Security Investigations (HSI) and other authorized law enforcement personnel shall have an additional ninety (90) days to notify Robert LINN, the current user of the telephone, and the subscriber of the phone Bob SMITH, of the existence of the warrant authorized on August 9, 2016. That is, law enforcement must notify Robert LINN and Bob SMITH by March 7, 2017, of the historical text message data barring additional time being granted upon a showing of good cause by the government.

The Warrant and Order, Application, Affidavit and Motion to Extend the Notification Period in this matter shall remain sealed until further motion from the government at the conclusion of the related investigation.

IT IS SO ORDERED this 5th day of December, 2016.

/s/John Johnston
HON. JOHN JOHNSTON
United States Magistrate Judge
District of Montana